

Administrative Services  
100 North Main, Suite 11  
Lovington, NM 88260



Phone: (505) 396-8521  
Fax: (505) 396-5684  
e-mail: kmclaughlin@leacounty.net

December 20, 2005

Rick Bell  
Ellen Equipment, Inc.  
6613 Edith Blvd. NE  
Albuquerque, NM 87113

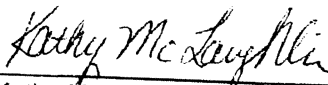
RE: Bid #28 - (05-06)  
Two (2) New Hydraulic 15' Tow-Type Rotary Mowers  
Lea County Road Department

Dear Mr. Bell:

Today the Lea County Board of Commissioners voted to award the above bid to Ellen Equipment at a price of \$25,704.00 each *including delivery*. A purchase order is enclosed. Please contact Nick Marinovich at (505) 391-2940 for further instructions.

**Please sign the acknowledgment of acceptance below and return this letter to our office.** Thank you for doing business with Lea County. We look forward to working with you.


Sincerely,

  
Kathy McLaughlin  
Contracts Coordinator

I acknowledge acceptance of this notification of award, Bid #28 - (05-06) - Two (2) New Hydraulic 15' Tow-Type Rotary Mowers, Lea County Road Department, with all terms and conditions and specifications listed therein.

Signature

Ellen Equipment, Inc.  
6613 Edith Blvd. NE  
Albuquerque, NM 87113

  
Name (printed)

Date

1-2-06

**BID FORM**

LEA COUNTY, NEW MEXICO

TWO (2) NEW HYDRAULIC 15' TOW-TYPE ROTARY MOWERS

LEA COUNTY ROAD DEPARTMENT

BID #28 - (05-06)

DUE DATE: DECEMBER 7, 2005 - 3:00 P.M.

Price - Including Delivery : \$ 25,704.<sup>00</sup> Each x 2 Units = \$ 51,408.<sup>00</sup>Delivery Date: 90-120 DAYS AROWarranty: 24 MONTHS PARTS & LABOR FOB ELLEN EQUIPMENTParts and service provided by: ELLEN EQUIPMENT INC LLCState Resident Preference No. (if any): 28R67The product offered meets specifications: Yes ☒ No ☐

If the product offered does not meet specifications, all exceptions or variations are set forth on the following page.

I have read and understand the Terms and Conditions and Specifications and Contractual Terms. I agree to comply with such and warrant that the product offered is as represented in this Bid Form.

Signature

RICK BELL  
Name (Typed/Printed)ELLEN EQUIPMENT INC  
CompanySALES  
Position6613 EDITH BLVD. NE  
Address505 342-2566 342 2028  
Telephone Number FAX NumberALBUQUERQUE, N.M. 87113  
City, State, Zip71-0969358  
Tax ID # / Social Security #State of New MexicoCounty of Bernalillo )ss.Rick Bell (name), being duly sworn, deposes and says that he/she is  
Manager (title) of Ellen Equipment LLC (company) and all foregoing questions  
and all statements herein contained are true and correct.Subscribed and sworn to before me this 2nd day of December, 2005.

My commission expires:

March 04, 2008Anne M. Trujillo  
Notary Public

**TERMS AND CONDITIONS**  
**LEA COUNTY, NEW MEXICO**

**TWO (2) NEW HYDRAULIC 15' TOW-TYPE ROTARY MOWERS**  
**LEA COUNTY ROAD DEPARTMENT**

**BID #28 - (05-06)**

**DUE DATE: DECEMBER 7, 2005 - 3:00 P.M.**

1. The Terms and Conditions will form part of the contract between the County and the successful bidder. Failure to comply with all of the Terms and Conditions may subject the offer to rejection.
2. All bids shall be sealed, addressed and delivered to: The Administrative Services Department, Lea County Courthouse, 100 North Main, Suite 11, Lovington, New Mexico 88260-4030. Please mark the outside of the envelope **"BID #28"**. It is the bidder's responsibility to see that the bid arrives on time. Late bids, FAXes, telegrams or telephone bids will not be accepted.
3. Each bidder is to submit its bid on the form provided. The form must be fully completed.
4. All bids are FOB Lea County Courthouse, Lovington, New Mexico.
5. The bid shall exclude all State taxes. Nontaxable transaction certificates will be issued if requested.
6. Any resident business registered with the State Purchasing Agent may list its Resident Certification Number.
7. All bidders will be notified by letter of the Board's award.
8. Final inspection and acceptance will be made at the destination. Any product rejected at the destination for non-conformance with specifications shall be removed, at the Vendor's risk and expense, promptly after notice of rejection.
9. The Bidder agrees that the product furnished under this order shall be covered by the most favorable commercial warranties given to any customer. Bidder agrees not to disclaim warranties of fitness for a particular purpose or merchantability.
10. Bid specifications indicate the minimum standard of quality, performance or other pertinent characteristics required. All items equal or exceeding these specifications will be considered. All options, variations or exceptions to specifications must be listed.

TERMS AND CONDITIONS  
LEA COUNTY, NEW MEXICO

TWO (2) NEW HYDRAULIC 15' TOW-TYPE ROTARY MOWERS  
LEA COUNTY ROAD DEPARTMENT  
BID #28 - (05-06)

DUE DATE: DECEMBER 7, 2005 - 3:00 P.M.

11. All bid items are to be new, unless otherwise specified as an exception.
12. The County reserves the right to waive technical irregularities in the form of the offer which do not alter price, quality or quantity, and to reject any or all offers when it is in the best interest of the County to do so.
13. In signing this bid, the Vendor certifies that there has been no direct or indirect action in restraint of free competitive bidding in connection with this bid submitted to Lea County.
14. The Lea County Procurement Policy and the New Mexico Procurement Code, 13-1-28 through 199, NMSA, 1978, shall apply to this procurement and prevail over any inconsistent terms and govern all interpretations of contract documentation. In addition, criminal laws prohibit bribes, gratuities and kickbacks.
15. The County's policy on requests for copies of bid/proposal information is as follows:
  - a. Terms and Specifications are available at no charge to vendors who will be responding directly to bids or proposals.
  - b. Submit a written request detailing what information you would like to receive.
  - c. There will be a charge of \$1.00 per page by check or money order made payable to Lea County at the following address:

Lea County  
Administrative Services Dept.  
100 North Main, Suite 11  
Lovington, NM 88260

The fee must be paid before the information is released.

Charges will apply to any sub-contractors requesting our mailing list. The sub-contractor may then contact vendors directly regarding information on the specifications.

16. According to state procurement regulations, any protest of the award must be submitted in writing (within fifteen (15) days of written notice of award) to:

Finance Director  
Lea County Courthouse  
100 N. Main, Suite 11  
Lovington, NM 88260

**SPECIFICATIONS AND CONTRACTUAL TERMS**  
**LEA COUNTY, NEW MEXICO**

**TWO (2) NEW HYDRAULIC 15' TOW-TYPE ROTARY MOWERS**  
**LEA COUNTY ROAD DEPARTMENT**  
**BID #28 - (05-06)**  
**DUE DATE: DECEMBER 7, 2005 - 3:00 P.M.**

Lea County is seeking bids on two (2) new hydraulic 15-foot tow-type rotary mowers with three (3) cutting sections. The mowers must equal or exceed the following minimum requirements.

**CUTTING SWATH:**

Three (3) five-foot units hinged together, providing an optional cutting swath of five (5), ten (10) and fifteen (15) feet. Cutter heads shall be arranged in a manner as to overlap to prevent cutting blades from leaving an uncut section between units.

**DECK / FRAME:**

Deck shall be heavy-duty construction, constructed from seven (7) gauge steel and box section reinforcements. Side skirts shall be constructed from one-quarter inch thick steel. Center cutter head section shall have full side walls independent from the outer cutter heads constructed from one-quarter inch thick steel.

**SKID PLATES:**

Replaceable skid shoes on all sections.

**WING ATTACHMENT:**

The outer cutter heads shall be hinged to the center cutter head in such a manner as to allow the mower to conform to the contour of the surface to be mowed. Left and right wings shall be attached to the center section by full length hinge pins with grease zerts. Independent left and right, hydraulic raise/lower wing operation through tractor hydraulic remotes.

**LEVEL LIFT:**

Level lift will be the manufacturer's standard heavy-duty mechanical level lift axle that provides a uniform cutting height across the full width of the machine. Cutting range from two (2) through twelve (12) inches. Included will be a hydraulic lift cylinder for raising center section.

**WING LIFT:**

Wing sections shall raise and lower ninety (90) degrees above horizontal to twenty (20) degrees below grade with hydraulic cylinders attached to the center section.

**MECHANICAL WINCH / TRANSPORT LOCK:**

Wing sections shall have the capability to be raised and lowered by a mechanical winch and cable arrangement, anti-kickback clutch. Included will be a transport locking device to hold wings in upright transport mode to prevent wing drifting.

**SPECIFICATIONS AND CONTRACTUAL TERMS**  
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**TWO (2) NEW HYDRAULIC 15' TOW-TYPE ROTARY MOWERS**  
**LEA COUNTY ROAD DEPARTMENT**  
**BID #28 - (05-06)**  
**DUE DATE: DECEMBER 7, 2005 - 3:00 P.M.**

**TONGUE JACK:**

Tongue jack will be hand crank screw jack to raise and lower tongue.

**HITCH:**

Two-and-five-sixteenths (2-5/16) inch "Bull Dog" type ball hitch with grease zert and two-and-five-sixteenths (2-5/16) inch ball. Three-eighths (3/8) inch grade seventy (70) safety chains and slip hooks with safety latches.

**HYDRAULIC PUMP:**

Dual stage, gear-type, rebuild-able, cast steel housings and steel gears, driven off speed increaser through PTO.

**HYDRAULIC MOTORS:**

Three (3) separate motors, one(1) for each cutter head. Rebuild-able, cast steel housings and steel gears. Motors shall have an adjustable, hydraulic, relief valve.

**SPINDLE BEARINGS:**

Dual, tapered roller bearings running in lifetime grease.

**SPEED INCREASER:**

Rebuild-able, cast steel housing and steel gears, driven off PTO. Provide mounting plate and hardware for complete installation on "New Holland" and "John Deere" tractors.

**STUMP JUMPER FANS:**

Three (3) each, three-sixteenths (3/16) inch thick deep disk design.

**BLADES:**

Six (6) single edged, three hundred sixty (360) degree free swinging "Falcon USA", "Banana" blades, two (2) for each pan.

**BLADE TIP SPEED:**

Center section, eighteen thousand (18,000) feet per minute (FPM). Wing sections, seventeen thousand (17,000) feet per minute (FPM).

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**SUSPENSION:**

Provides a suspension system to isolate the frame and drive components from shock induced by rough terrain.

**CONTROL VALVES:**

Control of center deck and wings shall be via three (3) individual tractor controls with three (3) remotes and six (6) hydraulic ports on rear of tractor.

**HYDRAULIC HOSES:**

Pressure lines shall have hydraulic-type pressed fittings. Return lines shall be installed with dual, heavy-duty "T" type hose clamps at each end. Tractor remotes pressure and return hydraulic lines to be equipped with hydraulic type pressed quick disconnect fittings (New Holland or John Deere series). All hydraulic hoses shall have removable, protective, outer covering that will protect hoses from chaffing and UV rays. Deck shall be equipped with suspended-type hydraulic hose brackets to suspend hydraulic hoses as to prevent chaffing on mower deck and allow easy access for cleaning mower deck (no exceptions). All hoses shall be tagged / labeled as to their function at the quick coupler.

**HYDRAULIC RESERVOIR:**

Thirty-five (35) gallon, sight gauge, breather and magnetic drain plug. Dual, ten (10) micron spin-on-type hydraulic oil filters.

**HYDRAULIC OIL COOLER:**

In-frame type hydraulic cooling system. Continuous welding.

**CUTTER DECK LEVELING ASSEMBLY:**

Heavy-duty, manual adjustable raise / lower leveling assembly system designed to allow for rear adjustment only and not have protruding adjustment rods in the front of the mower that may puncture rear tractor tires in sharp turns. Shall have lowering adjustment restriction device(s), to restrict lowering of cutter heads below six (6) inches NMDOT minimum allowable cutting height.

**TIRES AND WHEELS:**

Minimum of six (6), six-inch X twenty-one inch laminated tires and heavy-duty wheels. Outside tire/wheel and mounting assemblies shall be mounted with tires and wheels rotating on the inside of the mounting assemblies facing each other to allow for tighter maneuvering around obstacles.

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**CHAIN GUARD:**

Front and rear openings of all three (3) sections shall be covered with double chain guards, five-sixteenths (5/16) inch thick chain installed in a double row and secured with cables. Chain shall provide optimum coverage of mower openings to deflect or minimize objects from being thrown outward by cutter blades.

**PAINT:**

Factory color.

**CUT-OFF SWITCHES:**

Right and left wing cutter head attachments shall include a proximity cut-off switch that disengages side cutter heads in the event that wings are raised while cutter heads are operational. Conduit looms to completely cover and protect cut-off switch wiring.

**SAFETY DECALS:**

As required by OSHA.

**MANUALS:**

Furnish one (1) technical manual, one (1) parts book, and one (1) operator's manual with each unit delivered.

**DEALER:**

Successful bidder shall be an authorized dealer in New Mexico and be a physically established dealership with parts and service facilities in the state of New Mexico.

**TRAINING:**

Successful bidder shall provide a minimum of four (4) hours training on the safety, maintenance / service, and proper operational procedures by factory or factory trained / certified personnel. Training format, length, and location will be mutually agreed upon by the seller and purchaser.. Training shall be provided to Lea County personnel within thirty (30) days from date of delivery.

**WARRANTY:**

Minimum warranty of twenty-four (24) months (bumper to bumper) is required on all parts, components and labor. Warranty shall apply from the date equipment is accepted and approved by Lea County personnel to meet all specifications as set forth herein. Bidder assumes responsibility for effecting repair and/or replacement of all items under warranty.



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**LEA COUNTY, NEW MEXICO**

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BID #28 - (05-06)  
DUE DATE: DECEMBER 7, 2005 - 3:00 P.M.

**DELIVERY:**

Above noted equipment shall be delivered within ninety (90) working days of bidder's receipt of order.

**CERTIFICATES, MANUAL, AND WARRANTIES:**

When units are delivered, the bidder shall deliver to Lea County (if applicable):

- Documents of title,
- Certificates of origin,
- Warranty and guarantee certificates,
- Certifications specified in the contract,
- Manuals specified in the contract.

Price will include delivery to:      Lea County Road Department  
5915 Lovington Highway  
Hobbs, NM 88240

***If you have any questions, contact Nick Marinovich, at Road Department, (505) 391-2940.***

The Terms and Conditions are incorporated herein by reference.

End of specifications.